

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
v.	)	Criminal No. 15-00362-01-CR-W-DGK
	)	
DNRB, INC.,	)	
d/b/a Fastrack Erectors	)	
	)	
Defendant.	)	

**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

**PENDING CHARGE:** On November 10, 2015, a one count information was filed against defendant DNRB, Inc., d/b/a Fastrack Erectors. The information charges defendant with violating OSHA regulations and causing death to an employee.

The following matters were discussed and action taken during the pretrial conference:

**TRIAL COUNSEL:**

Government: Paul S. Becker/Rachel L. Parsons/Evert H. Van Wijk  
Case Agent: OSHA Compliance Officer David Scott Maloney  
Defense: Steven Martin Aaron/Lisa M. Krigsten

**OUTSTANDING MOTIONS:**

07/15/2016	35	NOTICE of filing <i>Intent to Offer Evidence of Other Crimes</i> by USA as to DNRB, Inc. (Becker, Paul) (Entered: 07/15/2016)
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**TRIAL WITNESSES:**

Government: 26 without stipulations; 25 with stipulations  
Defendants: No more than 12 witnesses; the number of defense witnesses will depend on which witnesses are called by the government.

**TRIAL EXHIBITS**

Government: 85 exhibits  
Defendant: 10-15 exhibits in addition to those on the government's exhibit list

**DEFENSES:** General denial

**POSSIBLE DISPOSITION:**

( X ) Definitely for trial; ( ) Possibly for trial; ( ) Likely a plea will be worked out

**TRIAL TIME: 2 ½ days**

Government's case including jury selection: 2 days

Defense case: ½ day

**STIPULATIONS:** The parties are working on stipulations as to the foundation of certain exhibits and the cause of the employee's death

**UNUSUAL QUESTIONS OF LAW:** None

**FILING DEADLINES:**

**Witness and Exhibit List**

Government: Friday before the pretrial conference (filed 7/27/16)

Defense: Friday before the pretrial conference (filed 7/27/2016)

**Counsel are requested to list witnesses in alphabetical order on their witness list.**

**Exhibit Index: Noon, Thursday, August 11, 2016.**

**Motions in Limine:** The government may file an additional motion in limine once defendant discloses the anticipated opinions of an expert witness.

**TRIAL SETTING:** Set beginning August 16, 2016 for a non-jury trial

**IT IS SO ORDERED.**

/s/ Sarah W. Hays

SARAH W. HAYS

UNITED STATES MAGISTRATE JUDGE